

Application No.: 09/813,372

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Docket No.: 02796/100G216-US1

hereto as Exhibit A. Applicants received a stamped return receipt postcard verifying receipt of these documents by the Patent and Trademark Office. The stamped return postcard is attached herewith as Exhibit B.

Applicants did not receive a response to the petition and filed a first Status Request on March 12, 2004. Again no response was received and Applicants filed a second Status Request on April 19, 2005. The status requests along with stamped return postcards are attached herewith as Exhibit C.

On June 23, 2006, Applicants' attorney, Paul Fields, contacted the Petitions Office by telephone to determine the status of the Petition filed on March 18, 2002. Mr. Fields was told that the Patent and Trademark Office docket did not show receipt of the Petition and was advised to resubmit the Petition.

PETITION UNDER 37 CFR § 1.181(A)

As set forth in the original petition to withdraw the holding of abandonment sent March 18, 2002, Applicants submit that both the Notice of Incomplete Reply sent December 18, 2001 and the Notice of Abandonment sent January 18, 2002 were in error.

The Notice of Incomplete Reply states that "the signature to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47." However, the signatures on the timely filed declaration were by an inventor and a person qualified under 37 CFR 1.42 which states that "in the case of the death of the inventor, the legal representative (executor, administrator, etc.) of the deceased inventor may make the necessary oath or declaration." The declaration was signed twice by Yoshiaki Murao, once as the second listed inventor, and once as the

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legal representative for the first inventor, Masami Murao, his deceased father. If the declaration was in error because it did not state that Yoshiaki Murao was the legal representative of Masami Murao it should have been objected to by the Examiner and not considered an incomplete reply.

The Notice of Abandonment mailed January 18, 2002 states that the application was "abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 05/04/2001" and that "no reply was received." Applicants submit that this Notice of Abandonment was in error. The reply was received, as evidenced by the Notice of Incomplete Reply. Further, it was a proper reply, as it included the required declaration or oath. Even if the declaration was considered defective, it still should have been held as a proper reply and the deficiencies should have been pointed out by the Examiner in the first Office Action as set forth in MPEP § 602.03. The MPEP sets forth guidelines for procedure in the case that a defective oath or declaration is filed. The MPEP does not state that a defective oath or declaration should be disregarded and not considered a response by the applicant.

For the foregoing reasons, Applicants petition the Patent Office to withdraw the holding of abandonment on the grounds that such holding is in error. A full and complete reply to the Notice to File Missing Parts was filed in a timely fashion. Since the abandonment is a Patent Office error, Applicants do not believe that a petition fee is due under 37 CFR 1.17(h). However, if the Commissioner should decide otherwise, the petition fee may be charged to deposit account No. 04-0100.

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PETITION UNDER 37 CFR 1.137(B)

Applicants alternatively Petition to Revive the application. The abandonment of the application and the entire delay from the due date of the reply until the filing of the petition sent March 18, 2002 under 37 CFR 1.137(b)(3) was unintentional.

The Commissioner is authorized to charge any fee, such as the fee under Rule 1.17(m) for the present Petition to Revive, to Deposit Account No. 04-0100.

RESUBMISSION OF CORRECTED DECLARATION

Please enter the Declaration submitted on March 18, 2002, copies of which are provided herewith in Exhibit A.

Dated: June 29, 2006

Respectfully submitted,

By


Paul Fields

Registration No.: 20,298

DARBY & DARBY P.C.

P.O. Box 5257

New York, New York 10150-5257

(212) 527-7700

(212) 527-7701 (Fax)

Attorneys/Agents For Applicant

{W:\02796\100g216us1\00786733.DOC 000000000000000000 }

JUN 30 2006

**DARBY & DARBY P.C.
805 THIRD AVENUE
NEW YORK, NEW YORK 10022-7513
FAX NO. (212) 753-6237 or 527-7701
TELEPHONE NO. (212) 527-7700**

Date: JUNE 29, 2006

Attorney Docket No.: 02796/100G216-US1

FAX TRANSMISSION COVER SHEET

Phone Number Transmitting To: (571) 273-8300

**TO: UNITED STATES PATENT AND TRADEMARK OFFICE
ATTN: PETITION OFFICE**

Paper(s) Being Transmitted: **RESUBMISSION OF PETITION UNDER 37 CFR
1.181(A) FOR WITHDRAWAL OF HOLDING OF
ABANDONMENT, OR IN THE ALTERNATIVE,
PETITION UNDER 37 CFR 1.137(B) FOR REVIVAL
OF ABANDONED APPLICATION DUE TO
UNINTENTIONAL DELAY AND RESPONSE**

Number of Pages Being Transmitted (including cover): 31

CERTIFICATION OF FACSIMILE TRANSMISSION UNDER 37 CFR 1.8

Serial No.: 09/813,372

Filed: MARCH 12, 2001

I hereby certify that the above papers are being facsimile transmitted to the United States Patent and Trademark Office on the date shown below.

Name:

Sylvia A Smith

Date: JUNE 29, 2006

Sylvia A Smith
Signature

{W:\02796\100g216us1\00787330.DOC FAX TRANSMISSION COVER SHEET}

JUN 30 2006

PTO/SB/21 (09-04)

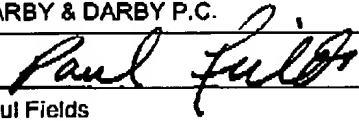
Approved for use through 07/31/2006. OMB 0651-0031

U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRANSMITTAL FORM <i>(to be used for all correspondence after initial filing)</i>	Application Number	09/813,372	
	Filing Date	March 12, 2001	
	First Named Inventor	Masami Murao	
	Art Unit	N/A	
	Examiner Name	Not Yet Assigned	
Total Number of Pages in This Submission	30	Attorney Docket Number	02796/100G216-US1

ENCLOSURES (Check all that apply)		
<input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Reply to Missing Parts/Incomplete Application <input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ <input type="checkbox"/> Landscape Table on CD	<input type="checkbox"/> After Allowance Communication to TC <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): RESUBMISSION OF PETITION UNDER 37 CFR 1.181(A) FOR WITHDRAWAL OF HOLDING OF ABANDONMENT, OR IN THE ALTERNATIVE, PETITION UNDER 37 CFR 1.137(B) FOR REVIVAL OF ABANDONED APPLICATION DUE TO UNINTENTIONAL DELAY AND RESPONSE
<div style="border: 1px solid black; padding: 2px; min-height: 40px;">Remarks</div>		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT			
Firm Name	DARBY & DARBY P.C.		
Signature			
Printed name	Paul Fields		
Date	June 29, 2006	Reg. No.	20,298

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EXHIBIT A

RECEIVED
CENTRAL FAX CENTER

008/031

JUN 30 2006

Return of this card properly stamped, will acknowledge receipt
of: Petition for Withdrawal of Holding of Abandonment;
Notice of Incomplete Reply (copy); Notice of Abandonment
(copy); Newly Executed Declaration; Recordation Form
Cover Sheet; Assignment \$40.00 Check: # 6096

Applicant : MURAO
Serial No. : 09/813,372
Filed : March 12, 2001
For : STRUCTURE FOR ADJUSTING LENGTH
OF ORNAMENT CHAINS

Attorney : Laura C. Brutman/aca
File No. : 2796/1G216 451

Mailed : B.W. Lee Mailer: 3/18/02

FL 039140202-45

DARBY & DARBY PROFESSIONAL PATENT OFFICE 805 THIRD AVENUE NEW YORK, NY 10022		1-852 210 43348074 DATE <u>3/18/02</u>	6096
PAY TO THE ORDER OF	COMMISSIONER OF PATENTS & TRADEMARKS		\$ 40.00
<u>Forty</u>			DOLLARS
citibank			
CITIBANK, N.A. 150 EAST 53RD STREET, 90RT 2411 NEW YORK, NY 10043			
MEMO	<u>813,372/1G216451</u> <u>Gabriella Kasian</u>		
⑆021000089⑆ 43348074⑈ 6096			

EXPRESS MAIL CERTIFICATE

Date 3/18/02 Label No. EU039140202-US

I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Assistant Commissioner for Patents, Washington, DC 20231 by "Express Mail Post Office to Addressee" service.

PLEASE CHARGE ANY DEFICIENCY UP TO \$300.00 OR CREDIT ANY EXCESS IN THE FEES DUE WITH THIS DOCUMENT TO OUR DEPOSIT ACCOUNT NO. 04-0100

B.W. LEE B.W. Lee
Name (Print) Signature

Customer No.:



Docket No.: 2796/1G216

07278

PATENT TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Masami MURAO; Yoshiaka MURAO

Serial No.: 09/813,372

Art Unit: 3628

Confirmation No.:

Filed: March 12, 2001

Examiner: Not Yet Assigned

For: STRUCTURE FOR ADJUSTING LENGTH OF ORNAMENT CHAINS

PETITION UNDER 37 C.F.R. §1.181(A) FOR WITHDRAWAL OF HOLDING OF
ABANDONMENT,
OR IN THE ALTERNATIVE,
PETITION UNDER 37 C.F.R. §1.137(B) FOR REVIVAL OF ABANDONED
APPLICATION DUE TO UNINTENTIONAL DELAY AND RESPONSE

Box DAC
Commissioner for Patents
Washington, DC 20231

Sir:

I. PETITION UNDER 37 C.F.R. §1.181(A) FOR WITHDRAWAL OF HOLDING OF
ABANDONMENT

Applicants hereby petition the Commissioner to withdraw the holding of abandonment. On January 18, 2002, the Patent Office issued a Notice of

Abandonment (copy attached hereto) advising that the application was abandoned due to Applicants' failure to properly reply to the Notice to File Missing Parts dated May 4, 2001. The Notice specified that the declaration was unsigned. The due date for responding to this Notice was December 4, 2001.

Applicants responded to that Notice on November 12, 2001 by submitting the Declaration signed by both inventors (i.e., Mr. Yoshiaki Murao on behalf of both himself and his deceased father, clearly noting that the father was deceased).

On December 18, 2001 the Patent Office issued a Notice of Incomplete Reply (copy enclosed) from the Patent Office advising that Applicants' reply to the Notice to File Missing Parts was incomplete due to the fact that the signature to the oath or declaration was by a person other than the inventor. This Notice specified that Applicants had to reply to the same by the date set in the original Notice to File Missing Parts. However, this Notice of Incomplete Reply was actually mailed after the last day scheduled for response to the Notice to File Missing Parts (i.e., by December 4, 2001).

Applicants called the Patent Office to clarify the situation. The Patent Office took the position that since a proper Declaration had not been submitted by December 4, 2001, the issuance of the Notice of Incomplete Reply was in error and the application should be considered abandoned. On January 18, 2002 the Patent Office then issued the Notice of Abandonment.

Serial No. 09/813,372

Docket No. 2796/1G216

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Applicants respectively submit that Patent Office's position in this matter is in error. Applicants satisfied the Request to File Missing Parts by submitting a signed Declaration. Thus, Applicants timely replied to the Request. Assuming that the Patent Office was correct in that the Declaration was defective, the Declaration should nonetheless have been accepted by the Patent Office as a complete response to the Notice to File Missing Parts. It is normally the Examiner who rejects the Declaration on the basis of being defective. (See MPEP § 602 et seq.)

Applicants therefore petition the Patent Office to withdraw the holding of abandonment on the grounds that it should not have been abandoned in the first instance since a complete reply to the Notice to File Missing Parts was filed in a timely fashion.

Because the action being petitioned was not due to Applicants' conduct, Applicants believe that no petition fee is due under 37 C.F.R. 1.17(h). If, however, the Commissioner should decide otherwise, the petition fee may be charged to deposit account No. 04-0100.

II. PETITION UNDER 37 C.F.R. §1.137(B) FOR REVIVAL OF ABANDONED APPLICATION DUE TO UNINTENTIONAL DELAY, AND RESPONSE

Applicants alternatively Petition to Revive the application. The abandonment of the application and the entire delay from the due date of the reply until the filing

Serial No. 09/813,372

Docket No. 2796/1G216


of this grantable petition pursuant to 37 C.F.R. §1.137(b)(3) was unintentional.

A response under Rule 1.137(b)(1), namely the filing of a corrected Declaration, is concurrently being submitted herewith.

The Commissioner is authorized to charge any fee, such as the fee under Rule 1.17(m) for the present Petition to Revive, to Deposit Account No. 04-0100.

Respectfully submitted,

Dated: March 18, 2002



Laura C. Brutman
Reg. No. 38,395
Attorney for Applicant(s)

DARBY & DARBY P.C.
805 Third Avenue
New York, New York 10022
212-527-7700

Serial No. 09/813,372

Docket No. 2796/1G216

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UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20231
WWW.USPTO.GOV

APPLICATION NUMBER	FILING/RECEIPT DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
09/813,372	03/12/2001	Masami Murao	2796/1G216-US1

CONFIRMATION NO. 8850

FORMALITIES LETTER

OC000000007208447

DARBY & DARBY P.C.
805 Third Avenue
New York, NY 10022

Date Mailed: 12/18/2001

NOTICE OF INCOMPLETE REPLY (NONPROVISIONAL)

Filing Date Granted

The U.S. Patent and Trademark Office has received your reply on 11/12/2001 to the Notice to File Missing Parts (Notice) mailed 05/04/2001 and it has been entered into the nonprovisional application. The reply, however, does not include the following items required in the Notice.

The period of reply remains as set forth in the Notice. You may, however, obtain EXTENSIONS OF TIME under the provisions of 37 CFR 1.136 (a) accompanied by the appropriate fee (37 CFR 1.17(a)).

A complete reply must be timely filed to prevent ABANDONMENT of the above-identified application.

The required items noted below SHOULD be filed along with any items required above. The filing date of this nonprovisional application will be the date of receipt of the items required above.

- The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A copy of this notice MUST be returned with the reply.


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 1 - ATTORNEY/APPLICANT COPY

RECEIVED
CENTRAL FAX CENTER

Page 1 of 1

JUN 30 2006



UNITED STATES PATENT AND TRADEMARK OFFICE

COMMISSIONER FOR PATENTS
UNITED STATES PATENT AND TRADEMARK OFFICE
WASHINGTON, D.C. 20523
www.uspto.gov

APPLICATION NUMBER	FILING DATE	FIRST NAMED APPLICANT	ATTY DOCKET NO./TITLE
09/813,372	03/12/2001	Masami Murao	2796/1G216-US1

DARBY & DARBY P.C.
805 Third Avenue
New York, NY 10022

CONFIRMATION NO. 8850

ABANDONMENT/TERMINATION
LETTER
OC000000007328212

Date Mailed: 01/18/2002

NOTICE OF ABANDONMENT UNDER 37 CFR 1.53 (f) OR (g)

The above-identified application is abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on 05/04/2001.

- No reply was received.

A petition to the Commissioner under 37 CFR 1.137 may be filed requesting that the application be revived.

Under 37 CFR 1.137(a), a petition requesting the application be revived on the grounds of **UNAVOIDABLE DELAY** must be filed promptly after the applicant becomes aware of the abandonment and such petition must be accompanied by: (1) an adequate showing of the cause of unavoidable delay; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(l); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Under 37 CFR 1.137(b), a petition requesting the application be revived on the grounds of **UNINTENTIONAL DELAY** must be filed promptly after applicant becomes aware of the abandonment and such petition must be accompanied by: (1) a statement that the entire delay was unintentional; (2) the required reply to the above-identified Notice; (3) the petition fee set forth in 37 CFR 1.17(m); and (4) a terminal disclaimer if required by 37 CFR 1.137(d).

Any questions concerning petitions to revive should be directed to "Office of Petitions" at (703) 305-9282.

*A copy of this notice **MUST** be returned with the reply.*

Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE

EXPRESS MAIL CERTIFICATE

Date 3/18/02 Label No. EV 039140202⁴⁵ PLEASE CHARGE ANY DEFICIENCY UP TO \$300.00 OR CREDIT ANY EXCESS IN THE FEES DUE WITH THIS DOCUMENT TO OUR DEPOSIT ACCOUNT NO. 04-0100
I hereby certify that, on the date indicated above, this paper or fee was deposited with the U.S. Postal Service & that it was addressed for delivery to the Assistant Commissioner for Patents, Washington, DC 20231 by "Express Mail Post Office to Addressee" service.

B.W. LEE B.W. Lee
Name (Print) Signature

Customer No.:



07278

PATENT TRADEMARK OFFICE

Docket No.: 2796/1G216-US1

DECLARATION AND POWER OF ATTORNEY
(Continuation-In-Part Application)

As a below named inventor, I declare that:

1. The information given herein is true, and I believe that I am the original, first and sole inventor (if only one name is listed below), or a joint inventor (if plural inventors are named below), of the invention entitled:

STRUCTURE FOR ADJUSTING LENGTH OF ORNAMENT CHAINS

which is described and claimed in:

- ☐ the attached specification or
☒ the specification in application
Serial No. 09/813,372,
Filed: March 12, 2001
(for declaration not accompanying application);

2. This application in part discloses and claims new subject matter as well as subject matter disclosed in my earlier-filed application(s)

Serial No. 09/418,794
Filed: October 15, 1999
For: STRUCTURE FOR ADJUSTING LENGTH OF ORNAMENTAL CHAINS

3. I acknowledge my duty to disclose information of which I am aware which is material to patentability in accordance with 37 C.F.R. § 1.56, including such

material information which occurred between the filing date of said earlier application and the filing date of this application.

4. I have reviewed and understand the contents of the specification, including the claims, as amended by any amendment specifically referred to herein.

5. As to the subject matter of this application which is common to said earlier application I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in any printed publication in any country before my or our invention thereof, or more than one year prior to said earlier application or in public use or on sale in the United States of America more than one year prior to said earlier application; said common subject matter has not been patented or made the subject of an inventor's certificate issued before the date of said earlier application in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to said earlier application. As to the subject matter of this application which is common to said earlier application, I hereby claim the priority benefits under 35 U.S.C. 119 of any application(s) for patent or inventor's certificate listed below. All applications for patent or inventor's certificate on this invention filed by me or my legal representatives or assigns prior to the application(s) of which priority is claimed as to the common subject matter are also identified below.

PRIOR APPLICATION(S), IF ANY, OF WHICH PRIORITY IS CLAIMED

<u>COUNTRY</u>	<u>APPLICATION NO.</u>	<u>DATE OF FILING</u>
U.S.	09/418,794	10/15/99

**ALL FOREIGN APPLICATIONS, IF ANY, FILED PRIOR
TO THE APPLICATION(S) OF WHICH PRIORITY IS CLAIMED**

<u>COUNTRY</u>	<u>APPLICATION NO.</u>	<u>DATE OF FILING</u>
Japan	UM, H11-6709	9/1/99
Japan	363,798	11/29/2000

Docket No. 2796/1G216-US1

6. As to the new subject matter of the present application which is not common to said earlier application I do not know and do not believe that the same was ever known or used in the United States of America before my or our invention thereof or patented or described in a printed publication in any country before my or our invention thereof or more than one year prior to the date of this application, or in public use or on sale in the United States of America more than one year prior to the date of the present application, and said matter has not been patented or made the subject of an inventor's certificate in any country foreign to the United States of America on an application filed by me or my legal representatives or assigns more than twelve months prior to the date of this application. As to the new subject matter of the present application which is not common to said earlier application, I hereby claim the priority benefits under 35 U.S.C. 119 of any application(s) for patent or inventor's certificate listed below. All applications for patent or inventor's certificate on this invention filed by me or my legal representatives or assigns prior to the application(s) of which priority is claimed for the new subject matter are also identified below.

POWER OF ATTORNEY:

As a named inventor, I hereby appoint the following attorney(s) and/or agents(s) to prosecute this application and transact all business in the Patent and Trademark office connected therewith: Gordon D. Coplein #19,165, Michael J. Sweedler #19,937, S. Peter Ludwig #25,351, Paul Fields #20,298, Marc S. Gross #19,614, Joseph B. Larch #26,936, Melvin C. Garner #26,272, Ethan Horwitz #27,646, Adda C. Gogoris #29,714, Bert J. Lewen #19,407, Henry Sternberg #22,408, Peter C. Schechter #31,662, Robert Schaffer #31,194, Robert C. Sullivan, Jr. #30,499, Ira J. Levy #35,587, Joseph R. Robinson #33,448, Scott G. Lindvall #40,325, Paul F. Fehner, Ph.D. #35,135, David Leason #36,195, Laura C. Brutman #38,395

all of the firm of DARBY & DARBY P.C., 805 Third Avenue, New York, NY 10022

SEND CORRESPONDENCE TO:

DIRECT TELEPHONE CALLS TO:

DARBY & DARBY P.C.
805 Third Avenue
New York, NY 10022

Laura C. Brutman
212-527-7700

FULL NAME AND RESIDENCE OF INVENTOR 1

LAST NAME: MURAO (deceased) FIRST NAME: Masami

MIDDLE NAME:

CITY: Tokyo STATE OR FOREIGN COUNTRY: Japan

COUNTRY OF CITIZENSHIP: Japan

POST OFFICE ADDRESS: 23, Awajicho 1 Chome

CITY: Kanda

STATE OR COUNTRY: Chiyoda-Ku

ZIP CODE: 101-0063

Docket No. 2796/1G216-US1


FULL NAME AND RESIDENCE OF INVENTOR 2


LAST NAME: MURAO FIRST NAME: Yoshiaki MIDDLE NAME:

CITY: TOKYO STATE OR FOREIGN COUNTRY: JAPAN COUNTRY OF CITIZENSHIP: JAPAN

POST OFFICE ADDRESS: 13-13, Tatekawa 4chome, Sumida-ku CITY: TOKYO STATE OR COUNTRY: JAPAN ZIP CODE: 130-0023

I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

SIGNATURE OF INVENTOR 1:  DATED: February 15, 200
Yoshiaki MURAO¹
Legal Representative for Inventor Masami MURAO (deceased)

SIGNATURE OF INVENTOR 2:  DATED: February 15, 200
Yoshiaki MURAO

¹Yoshiaki MURAO is a co-inventor, and thus his citizenship and residence/mailling address are the same as noted above.

Docket No. 2796/1G216-US1

JUN 30 2006

Form PTO 1595
(Rev. 6-93)
OMB No. 0651-0011 (exp. 4/94)CORDATION FORM COVER SHEET
PATENTS ONLYU.S. DEPARTMENT OF COMMERCE
Patent and Trademark Office
Docket No.: 2796/1G216

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Masami MURAO; Yoshiaka MURAO

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger
☐ Security Agreement ☐ Change of Name
☐ Other

Execution Date: February 15, 2002

2. Name and address of receiving party(ies):

Name: Murao, Co., Ltd.

Internal Address: 13-13, Tatekawa 4-Chome

Street Address: Sumida-Ku

City: Tokyo Country: JAPAN Zip: 130-0023

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

Serial No. 09/813,372
Filed: March 12, 2001B. Patent No.(s) covered by the U.S. Patent Service & that it was
received for delivery to the Assistant Commissioner for
Patents, Washington, DC 20231 by Express Mail Post Office
to Addressee service.Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Darby & Darby P.C.

Internal Address: Laura C. Brutman

Street Address: 805 Third Avenue, 27th Floor

City: New York State: New York Zip: 10022-7513

6. Total number of applications and patents involved:

1

7. Total fee (37 CFR 3.41):.....\$ 40.00

☐ Enclosed☒ Authorized to be charged to deposit account

8. Deposit account number:

04-0100

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Laura C. Brutman (38,395)
Name of Person Signing

Signature

March 18, 2002
Date

Total number of pages including cover sheet, attachments, and document:

3

Mail documents to be recorded with required cover sheet information to:
Commissioner of Patents & Trademarks, Box Assignments
Washington, D.C. 20231

JUN 30 2006

2796/1G216-US1

ASSIGNMENT

I, **Masami MURAO**, a citizen of Japan, residing at **23, Awajicho 1 Chome, Kanda, Chiyoda-Ku TOKYO 101-0063**; and

I, **Yoshiaki MURAO**, a citizen of Japan, residing at **13-13, Tatekawa 4chome, Sumida-ku, Tokyo 130-0023, JAPAN**.

(hereinafter called "ASSIGNORS") in consideration of the sum of One Dollar (\$1.00) or the equivalent thereof, and other good and valuable consideration paid to them by

Murcao Co., Ltd.

a corporation organized under the laws of Japan, located at **13-13, Tatekawa 4chome, Sumida-ku, Tokyo 130-0023 Japan**, (hereinafter called the "ASSIGNEE"), do hereby sell and assign to the said ASSIGNEE, its successors and assigns, all their right, title and interest,

☒ in and for the United States of America,

☐ throughout the world,

in and to their invention entitled:

STRUCTURE FOR ADJUSTING LENGTH OF ORNAMENT CHAINS

invented by them and described in

☐ the application executed on

☒ Application Serial No. **09/813,372** filed **March 12, 2001**

for United States Letters Patent therefor, and all divisions, reissues, continuations and extensions thereof, the said interest being

☒ the entire ownership interest

☐ an undivided partial ownership interest


in the said Letters Patent when granted, to be held and enjoyed by said ASSIGNEE, its successors, assigns or other legal representatives, to the full end of the term for which said Letters patent may be granted, as fully and entirely as the same would have been held and enjoyed by said ASSIGNORS if this assignment and sale had not been made;

And ASSIGNORS hereby agree to sign and execute any further documents or instruments which may be necessary, lawful, and proper in the prosecution of said above-named application or in the preparation and prosecution of any continuing, continuation-in-part, substitute, divisional, renewal or reissue applications, or in any amendment, extension, or interference proceedings, or otherwise to secure the title thereto in said ASSIGNEE;

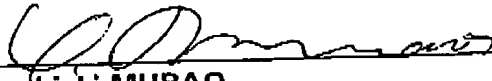
And the said ASSIGNORS hereby authorize and request the Commissioner of Patents and Trademarks to issue said Letters Patent to said ASSIGNEE.

I declare under penalty of perjury under the laws of the United States of America that I have signed this document as my own free act and that all of the foregoing is true and correct.

Dated: February 15, 2002


Yoshiaki MURAO¹
Legal Representative for
Inventor Masami MURAO (deceased)

Dated: February 15, 2002


Yoshiaki MURAO

:\ODM\1\WORLD\OXM\2796\1\G216\LCB0460 WPD

¹Yoshiaki MURAO is a co-inventor, and thus his citizenship and residence/ mailing address are the same as noted above.

EXHIBIT B

Return of this card properly stamped, will acknowledge receipt
of: Petition for Withdrawal of Holding of Abandonment;
Notice of Incomplete Reply (copy); Notice of Abandonment
(copy); Newly Executed Declaration; Recordation Form
Cover Sheet; Assignment \$40.00 Check: # 6096

Applicant : MURAO
Serial No. : 09/813,372
Filed : March 12, 2001
For : STRUCTURE FOR ADJUSTING LENGTH
OF ORNAMENT CHAINS

Attorney : Laura C. Brutman/aca
File No. : 2796/16216u51

Mailed : B.W. Lee Mailer: 3/18/02



EC 039140202-45

EXHIBIT C

Return of this card properly stamped, will acknowledge receipt
of STATUS REQUEST

Applicant : Masam MURAO and Yoshiaki MURAO
Serial No. : 09 813,372
Filed : March 12, 2001
BY P.C. : STRUCTURE FOR ADJUSTING
LENGTH OF ORNAMENT CHAINS

Attorney : Paul Fields
File No. : 02796-1006216-US1

Mailed :

Mailed :

3/18/01



Return of this card properly stamped, will acknowledge receipt
of: STATUS REQUEST

Applicant : Masami MURAO and Yoshiaki MURAO
Serial No. : 09/813,372
Filed: : March 12, 2001
For : STRUCTURE FOR ADJUSTING
LENGTH OF ORNAMENT CHAINS

Attorney : Paul Fields
File No. : 02796/100G216-US1

Mailed : 3/18/01 Mailer: 

File: 02796/100G216-US1

Customer No.: 07278

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Masami MURAO and Yoshiaki MURAO

Serial No.: 09/813,372

Group Art Unit: 3628

Filed: March 12, 2001

Examiner:

For: STRUCTURE FOR ADJUSTING LENGTH OF ORNAMENT CHAINS

STATUS REQUEST

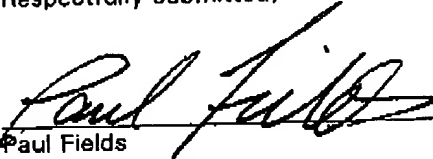
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

To date, we have received no communication or official action from the Examiner in charge of the above-identified patent application. Please let us know the status of this case.

Respectfully submitted,

Dated: March 11, 2004


Paul Fields
Reg. No. 20,298
Attorney for Applicant(s)

DARBY & DARBY P.C.
Post Office Box 5257
New York, NY 10150-5257
212-527-7700

{W:\02796\100G216-000\00149827.DOC [*02796100G216-000*] }

Atty Docket No.: 02796/100G216-US1

Inventor: Masami Murao et al.

Appln: 09/813,372

Filed: Mar. 12, 2001

Title: STRUCTURE FOR ADJUSTING LENGTH OF
ORNAMENT CHAINS

Documentary

Certificate of Express Mailing (1 page)

Status Request (1 page)

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EV447564408-US

Atty Docket No.: 02796/100G216-US1

Inventor: Masami Murao et al.

Appln: 09/813,372 Filed: Mar. 12, 2001

Title: STRUCTURE FOR ADJUSTING LENGTH OF
ORNAMENT CHAINS

Documents:

Certificate of Express Mailing (1 page)

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Via: Express Mail: Airbill No. *EV447564408-US*
Sender Initials: *LCB/bar/DP* Date: April 19, 2005

Application No. (if known): 09/813,372

Attorney Docket No.: 02796/100G216-US1

Certificate of Express Mailing Under 37 CFR 1.10


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JUN 30 2006

File: 02796/100G216-US1

Customer No.: 07278

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Masami Murao, et al.

Serial No.: 09/813,372

Group Art Unit: 3628

Filed: March 12, 2001

Examiner: Not yet assigned

For: STRUCTURE FOR ADJUSTING LENGTH OF ORNAMENT CHAINS

SECOND

STATUS REQUEST

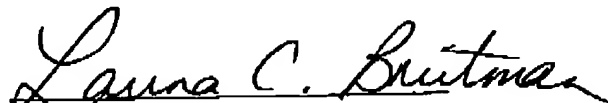
Commissioner of Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

To date, we have received no communication or official action from the Examiner in charge of the above-identified patent application. Please let us know the status of this case.

Respectfully submitted,

Dated: April 19, 2005


Laura C. Brutman
Reg. No. 38,395
Attorney for Applicant(s)

DARBY & DARBY P.C.
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New York, NY 10150-5257
212-527-7700

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